

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF MASSACHUSETTS  
THIRD AMENDED CHAPTER 13 PLAN

Docket # 11-11993

DEBTOR: Stanek, Kevin S. SS# \*\*\*-\*\*-0134

TERM OF THE PLAN: 60 Months

PLAN PAYMENT: Debtor(s) to pay monthly: \$685.00

I. SECURED CLAIMS

A. CLAIMS TO BE PAID THROUGH THE PLAN (INCLUDING ARREARS):

<u>Creditor</u>		<u>Description of Claim</u>
Chase	\$7,949.00	Arrears, 1 <sup>st</sup> Mortgage on Residence

B. CLAIMS TO BE PAID DIRECTLY TO CREDITORS (Not through Plan):

<u>Creditor</u>		<u>Description of Claim</u>
Chase	\$256,296.71	Principal, 1 <sup>st</sup> Mortgage on Residence
Chase	\$50,021.06	Home Equity Line of Credit

II. PRIORITY CLAIMS

A. CLAIMS TO BE PAID THROUGH THE PLAN (INCLUDING ARREARS):

<u>Creditor</u>		<u>Description of Claim</u>
Internal Revenue Service	\$14,716.00	Federal Tax Liability
MA Department of Revenue	\$2,267.86	State Tax Liability

B. CLAIMS TO BE PAID DIRECTLY TO CREDITORS (Not through Plan):

N/A

III. ADMINISTRATIVE CLAIMS

A. Attorneys fees (to be paid through the plan): N/A

B. Miscellaneous fees:

N/A

C. The chapter 13 trustee's fee is determined by order of the United States Attorney General. The calculation of the Plan payment set forth below utilizes a 10% trustee's commission. In the event that the trustee's commission is less than 10%, the additional funds collected by the trustee shall be disbursed to unsecured creditors up to 100% of the allowed claims.

IV. UNSECURED CLAIMS

The general unsecured creditors shall receive a dividend of **18.9%** of their claims.

A. General unsecured claims: \$63,848.63

B. Undersecured claims arising after lien avoidance/cramdown: N/A

Total of A + B general unsecured claims: \$63,848.63

C. Multiply total by percentage of dividend: \$12,090.00

D. Separately classified unsecured claims (co-borrower/student loan, etc.): N/A

V. OTHER PROVISIONS

A. Liquidation of assets to be used to fund plan: N/A

B. Modification of Secured Claims: N/A

C. Miscellaneous provisions: N/A

VI. CALCULATION OF PLAN PAYMENT

a. Secured claims (Section I-A Total): \$7,949.00

b. Priority claims (Section II-A Total): \$16,983.86

c. Administrative claims (Section III A + B Total): \$0.00

d. General unsecured claims (Section IV-C Total): \$12,090.00

e. Separately classified unsecured claims

(Section IV-D Total): \$0.00

f. Total of (a) through (e) above: \$37,023.00

g. Divide (f) by .90 for total including

Trustee's fee: Cost of Plan \$41,137.00

(This represents the total amount to be paid into the chapter 13 plan)

h. Divide (g) Cost of Plan by Term of plan: 60 months

i. Round up to nearest dollar: Monthly Plan Payment: \$685.00

(Enter this amount on page 1)

Pursuant to 11 U.S.C. § 1326(a)(1), unless the Court orders otherwise, a debtor shall commence making the payments proposed by a plan within thirty (30) days after the plan is filed.

LIQUIDATION ANALYSIS

I. Real Estate:

Address	Fair Market Value	Recorded Liens (Schedule D)
123 Norwood Ave. #3	\$354,000.00	\$314,970.00

Total Net Equity for Real Property: \$39,029.94

Less Exemptions (Schedule C): \$39,029.94

Available Chapter 7: \$0.00

II. Automobile (Describe year, make and model):

	Value	Lien
2002 Saab	\$3,800.00	None

Net Value of Equity: \$3,800.00

Less Exemptions (Schedule C): \$700.00

Available Chapter 7: \$3,100.00

III. All Other Assets (All remaining items on Schedule B):

Village Bank Checking Account Ending in 9641

Value of Equity: \$4,100.00

Less Exemptions (Schedule C): \$624.36

Available Chapter 7: \$3,475.64

SUMMARY (Total amount available under Chapter 7, Net Equity (I and II) Plus Other Assets (III) less all claimed exemptions): \$6,575.64

Pursuant to the Chapter 13 rules, the debtor or his or her counsel is required to serve a copy of the Amended Plan upon the Chapter 13 trustee, all creditors and interested parties, and to file a certificate of service accordingly.

W. J. Hunt      6-9-11  
Debtor's counsel      Date

233 Needham St., Ste. 500  
Newton, MA 02464  
(617) 658-1919

I DECLARE UNDER THE PENALTIES OF PERJURY THAT THE FOREGOING REPRESENTATIONS OF FACT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

K. S. Stet      June 9, 2011  
Debtor      Date